

**UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF OHIO  
WESTERN DIVISION AT DAYTON**

**UNITED STATES OF AMERICA**

**Plaintiff,**

**-vs-**

**Case No. 3:12-CR-81**

**RICHARD TREPANIER,**

**Defendant.**

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**ORDER**

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Pursuant to the record made in open Court on April 3, 2013, the Court finds that Defendant's motions, specifically Motion for Production of Jencks Act Material and for Preservation of Agent's Notes (doc. 30), Motion for Production of Exculpatory Evidence (doc. 31), Request for Discovery (doc. 32), Request for Pretrial Notice of Other Evidence to Introduce at Trial (doc. 34) and Request for Notice of Intention to Use Evidence (doc. 35), are MOOT subject to re-filing without prejudice.

**DONE** and **ORDERED** in Dayton, Ohio, this 4<sup>th</sup> day of April, 2013.

*s/Thomas M. Rose*

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THOMAS M. ROSE JUDGE  
UNITED STATES DISTRICT COURT